CITY HALL COUNCIL CHAMBERS
SANTA MARIA, CALIFORNIA
REGULAR MEETING

AUGUST 2, 2011

INVOCATION:
Assistant City Manager Haydon gave the invocation.

PLEDGE OF ALLEGIANCE TO THE FLAG:
Councilmember Patino led the Pledge of Allegiance.

CALL TO ORDER:
Mayor Lavagnino called the Regular Meeting of the City Council to order at 6:30 p.m.

ROLL CALL:
MEMBERS PRESENT
Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino.

STAFF MEMBERS PRESENT
City Manager Ness, City Attorney Trujillo, Assistant City Manager Haydon, Fire Chief Jones, Police Chief Macagni, Director of Public Works/City Engineer Whitehead, Director of Community Development Appel, Director of Administrative Services Visé, Director of Utilities Sweet, Director of Recreation and Parks Posada, Community Programs Manager Coelho-Hudson, and Chief Deputy City Clerk Perez.

VOLUNTEER OF THE MONTH:
Councilmember Orach presented a gift to the Santa Maria High School Key Club and Advisor Rebecca Masuda, the Recreation and Parks Volunteers of the Month for July 2011, for their dedication and commitment to senior activities, such as the Celebration of Life and Senior Prom.

VOLUNTEER OF THE MONTH:
Councilmember Cordero presented a gift to Kali Williams and Astacia Zarling, the Recreation and Parks Volunteers of the Month for August 2011, for their quick action and enthusiasm in choreographing a Flash Mob dance routine for the Recreation and Parks Department's Concerts in the Park series.

SENIOR CITIZENS CLUB
Mayor Lavagnino read a proclamation congratulating the Santa Maria Senior Citizens Club on its 50th Anniversary, acknowledging their immense contributions, and commending them for 50 years of service to the residents of the Santa Maria Valley and the Recreation and Parks Department. The proclamation was accepted by Ralph Foster, President.

PUBLIC COMMENT
Ernest Armenta spoke about the amount the City receives from its franchise agreements and thanked City Manager Ness for providing the information. He suggested the City try to collect more in franchise fees. He also talked about possibilities for staffing Fire Station No. 5.

Bob Ziener spoke about thinking positively and creating a think tank with the goal of creating jobs and bringing new business into the City. The City has a gold mine of opportunities that just needs to be uncovered.

Harry Johnson spoke about problems in his neighborhood and the lack of response to his complaints from the Police Department and the City Manager. He talked about all the hours he had put into helping his neighborhood.

Gwen Wood spoke about the increased crime in the community and the reasons she felt it was happening. She talked about illegal immigrants and gangs. She said based

on statistics from other cities, the Police Department was understaffed. She felt City officials refused to enforce immigration laws and do anything about the crime.

Jeremy Solano congratulated the Council for adopting a balanced budget that was fair to everyone.

CONSENT CALENDAR
Councilmember Orach announced he would be abstaining from Item 3C as he had a potential conflict of interest due to his employment with Toyota of Santa Maria.

Councilmember Boysen announced he would be abstaining from Item 3E as he had a potential conflict of interest due to his employment with Good Samaritan Shelter.

Consent Calendar Items 3A through 3J were approved on motion by Councilmember Orach, seconded by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Boysen (except Item 3E), Cordero, Orach (except Item 3C), Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: Councilmember Boysen (Item 3E only), Councilmember Orach (Item 3C only)

A. ORDINANCES
The reading in full of all ordinances and resolutions was waived. Ordinances on the Consent Calendar were adopted by the same vote cast at the first reading unless City Council indicated otherwise.

B. MINUTES
The Minutes of the Regular City Council Meeting of July 19, 2011, were approved as submitted.

C. WARRANTS
Warrant Nos. 167095 to 167369 totaling $7,370,636.10 were ordered ratified subject to having been certified as being in conformity with the budget and having been approved for payment by the Director of Administrative Services. Warrant Nos. 166867, 167257, 167351, 167352, and 167353 were cancelled.

D PAYROLL
Payment of payroll was ordered ratified subject to having been certified by the proper Department Heads, as shown on records on file in the Department of Administrative Services and having been approved for payment by the Director of Administrative Services.

E. AMENDED ANNUAL ACTION PLAN
Resolution No. 2011-97 was adopted approving the Amended Annual Action Plan for Fiscal Year 2011-12 for the Community Development Block Grant (CDBG) Program and the HOME Investment Partnerships Program.

Resolution No. 2011-97 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING THE AMENDED ANNUAL ACTION PLAN FOR FISCAL YEAR 2011-12 FOR THE USE OF FEDERAL FUNDS UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND THE HOME INVESTMENT PARTNERSHIPS PROGRAM AND AUTHORIZING THE CITY MANAGER TO SUBMIT THE AMENDED PLAN ON BEHALF OF THE CITY OF SANTA MARIA TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD).

F. GRANT APPLICATION
Resolution No. 2011-98 was adopted approving the submittal of a Grant Application under the State Department of Housing and Community Development's Housing-Related Parks Program.

Resolution No. 2011-98 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING SUBMITTAL OF A GRANT APPLICATION UNDER THE STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT'S HOUSING-RELATED PARKS PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS ON BEHALF OF THE CITY OF SANTA MARIA TO SECURE THE FUNDS.

G. AWARDING A BID

Resolution No. 2011-99 was adopted awarding the bid and approving an agreement with Rockwood General Contractors, Inc., for 2011 Street Overlay, Bid No. 2011/09 in the amount of $384,028.01.

Resolution No. 2011-99 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING A CONTRACT WITH ROCKWOOD GENERAL CONTRACTORS, INC., FOR THE 2011 STREET OVERLAY, BID NO. 2011/09.

H. NOTICE OF CONTRACT COMPLETION

The City Council approved the Notice of Contract Completion for Mussell Senior Center ADA Improvements, Bid No. 2010/12, and directed the Chief Deputy City Clerk to record same.

I. LIMITED TIME PARKING

Resolution No. 2011-100 was adopted approving the elimination of existing limited time parking zones and the establishment of a continuous 2-hour limited time parking zone with tow-away on the 700-1000 blocks of West Main Street and the 100 Block of North Russell Avenue.

Resolution No. 2011-100 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING THE ELIMINATION OF EXISTING 1- AND 2-HOUR LIMITED TIME PARKING ZONES AND THE ESTABLISHMENT OF A 2-HOUR LIMITED TIME PARKING ZONE ON WEST MAIN STREET AND NORTH RUSSELL AVENUE PURSUANT TO SECTION 7-5.14 OF THE SANTA MARIA MUNICIPAL CODE.

J. RENEWAL OF AGREEMENT

Resolution No. 2011-101 was adopted directing the Utilities Department to exercise the five-year renewal option to the agreement for Mining and Marketing of Santa Maria River Soil and Performing Concrete and Asphalt Recycling Operation with CalPortland.

Resolution No. 2011-101 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING THE REVISED AGREEMENT FOR MINING AND MARKETING OF SANTA MARIA RIVER SOIL AND PERFORMING CONCRETE AND ASPHALT RECYCLING OPERATION.

CITY MANAGER'S REPORT

City Manager Ness reported on items anticipated for the September 6, 2011, City Council meeting including the Chamber of Commerce and Economic Development Commission Annual Reports, a public hearing for the Land Use Element and Circulation Element Updates, the 4th Quarter Financial Report, and the Proposition 1B Program of Projects.

ORAL REPORTS BY COUNCILMEMBERS

Councilmember Boysen reported he attended the Manufacturer's Association meeting, and the presentation of a $50,000 check from Walmart to the Food Bank.

Councilmember Patino reported she attended a Peace Week meeting, the Purple Heart Trail fundraiser, the Concert at the Civic Center, a conference in Anaheim for the Anti-drug and Alcohol Coalition, and the CET graduation. She asked to have an item on the agenda in the future to discuss the possibility of establishing a Police Citizens Review Board.

Councilmember Patino moved to direct staff to place an item on the agenda within the next 90 days to discuss establishing a Police Citizens Review Board. Councilmember Orach seconded the motion. The motion carried on the following vote:

AYES:	Councilmembers Boysen, Orach, Patino, and Mayor Lavagnino
NOES:	Councilmember Cordero
ABSENT:	None
ABSTAIN:	None

Mayor Lavagnino reported he attended the SBCAG Workshop, the Concert at the Civic Center, a Marian Hospital Board meeting, the CCWA meeting, presented a proclamation to Bill Bertka at "Valley Speaks," attended the Concert at Rotary Centennial Park, and the check presentation ceremony from Walmart to the Foodbank.

Councilmember Orach reported he also attended the Concert at the Civic Center.

Councilmember Cordero reported he was out of town for part of the time, attended a Boys and Girls Club meeting, worked with Jim Glines at a fundraiser barbeque, and attended a dinner with Bill Maltzberger, a retired Police Lieutenant.

CLOSED SESSION:
The City Council recessed to a Closed Session at 7:15 p.m. to discuss Conference with Real Property Negotiator pursuant to Government Code Section 54956.8:

Property:	APN 107-250-011, -012, and -013
Agency Negotiator:	Rick Sweet
Negotiating Parties:	Walmart
Under Negotiation:	Price and terms of payment of water rights

After the Closed Session, the following report was given:

Conference with Real Property Negotiator: Direction to staff was given.

ADJOURNMENT
There being no further business to come before the City Council at this time, the meeting was declared adjourned at 7:50 p.m. by Mayor Lavagnino.

APPROVED

September 6, 2011
Date

Chief Deputy City Clerk and ex officio Clerk of the City Council

ATTEST

Chief Deputy City Clerk

Mayor Pro Tem